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Attorney Docket No. 38797-8007.US00 (511/002)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: HARLEY *et al.*

APPLICATION No.: 10/562,410

I.A. FILING DATE: 06/24/2004

FOR: COMPOSITIONS AND METHODS FOR SKIN
CONDITIONING

EXAMINER: UNASSIGNED

ART UNIT: UNASSIGNED

CONF. No.: 6086

Response to Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. **To complete the filing requirements for the above-referenced patent application, applicant submits the following:**

- ☒ A copy of the Notification of Missing Requirements
- ☒ A signed Declaration and Power of Attorney
- ☒ A Power of Attorney by Assignee
- ☒ A Copy of three recorded Assignments for informational purposes only.
- ☒ A Petition and associated Exhibits A-H
- ☒ A Petition for 2-month Time Extension
- ☒ A check in the amount of \$780 covering the fees due.

2. **Conditional Petition for Extension of Time**

Applicant petitions for an Extension of Time if necessary for timely filing of this Response.

3. **Fee Payment**

- ☒ Applicant claims large entity status. See 37 CFR §1.27
- ☒ Enclosed is a check in the amount of \$780 to cover the surcharge for late filing of the Declaration (\$130), the 2-month time extension (\$450), and petition fee due (\$200).
- ☒ Please charge any underpayment or credit any overpayment for timely filing of this Response to Deposit Account No. 50-2207.

09/14/2006 GFREY1 00000113 10562410

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Date: Sept. 5, 2006 130.00 OP

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Respectfully submitted,

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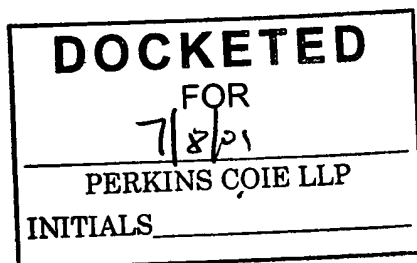


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/562,410	Calvin B. Harley	38797-8007.US00

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INTERNATIONAL APPLICATION NO.	
PCT/US04/20338	
I.A. FILING DATE	PRIORITY DATE
06/24/2004	06/25/2003

CONFIRMATION NO. 6086
371 FORMALITIES LETTER



OC00000001870702

Date Mailed: 05/08/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/23/2005
- Copy of the International Search Report filed on 12/23/2005
- Copy of IPE Report filed on 12/23/2005
- Preliminary Amendments filed on 12/23/2005
- Oath or Declaration filed on 12/23/2005
- U.S. Basic National Fees filed on 12/23/2005
- Priority Documents filed on 12/23/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/562,410	PCT/US04/20338	38797-8007.US00

FORM PCT/DO/EO/905 (371 Formalities Notice)